

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of



Atty Dkt. 423-59

C# M#

 RESPONSE UNDER RULE 116  
 EXPEDITED HANDLING  
 PROCEDURES

 AF  
 Ifw

IBA et al.

T.C. / Art Unit: 1648

Serial No. 09/800,520

Examiner: G.G. Leffers, Jr.

Filed: March 8, 2001

Date: October 24, 2005

Title: PROCESS FOR PREPARING RETROVIRUS VECTOR FOR GENE THERAPY

**Mail Stop AF**
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

**RESPONSE UNDER 37 CFR § 1.116**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**
**Fees are attached as calculated below:**

Total effective claims after amendment	18	minus highest number	
previously paid for	24 (at least 20) =	0 x \$50.00	\$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment	3	minus highest number	
previously paid for	4 (at least 3) =	0 x \$200.00	\$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add  
 \$360.00 (1051)/\$180.00 (2051) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this  
 paper and attachment(s)  
 One Month Extension \$120.00 (1251)/\$60.00 (2251)  
 Two Month Extensions \$450.00 (1252)/\$225.00 (2252)  
 Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)  
 Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$

Terminal disclaimer enclosed, add  
 \$130.00 (1814)/ \$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: \$

**TOTAL FEE ENCLOSED \$ 0.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

 901 North Glebe Road, 11th Floor  
 Arlington, Virginia 22203-1808  
 Telephone: (703) 816-4000  
 Facsimile: (703) 816-4100  
 GRT:ap

 NIXON & VANDERHYTE P.C.  
 By Atty: Gary R. Tanigawa, Reg. No. 43,180

Signature: \_\_\_\_\_



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

IBA et al.

Appln. No. 09/800,520

Filed: March 8, 2001

Confirmation No. 5027

Atty. Ref.: 423-59

T.C. / Art Unit: 1636

Examiner: L.L. McGillem

FOR: PROCESS FOR PREPARING RETROVIRUS VECTOR FOR GENE THERAPY

\* \* \*

**RESPONSE UNDER 37 CFR § 1.116**

October 24, 2005

**Mail Stop AF**

Hon. Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the pending Office Action mailed July 28, 2005, entry and consideration of the following remarks are respectfully requested.

The **claims** are presented on pages 2-5.

Claims 46 and 53-57 are canceled without prejudice or disclaimer.

**Remarks** begin on page 6.